

Sent to Governor
(March 23, 1981)

S.B. 54
S.B. 74

Sent to Comptroller
(March 23, 1981)

S.B. 480

FORTY-FIRST DAY
(Tuesday, March 24, 1981)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

A quorum was announced present.

The Reverend Dr. Gerald Mann, Senate Chaplain, offered the invocation as follows:

Our Father, remind us that we cannot live by words alone; but give us the humility to eat them anyway. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

MESSAGE FROM THE HOUSE

House Chamber
March 24, 1981

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S.B. 49, Relating to the annual audit of state funds appropriated for adult apprenticeship training programs.

S.B. 192, Relating to receivership of a utility. (With amendments)

S.B. 196, Relating to tax refunds paid, credited, or recovered by the comptroller.

H.B. 1663, Relating to the boundaries, powers, duties, functions, and financing of Brazoria County Conservation and Reclamation District Number Three.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

REPORTS OF STANDING COMMITTEES

Senator Brooks submitted the following report for the Committee on Human Resources:

S.B. 766 (Amended)
C.S.S.B. 980 (Read first time)

Senator Farabee submitted the following report for the Committee on State Affairs:

H.B. 1432
S.B. 1021
S.B. 588 (Amended)
C.S.S.B. 589 (Read first time)
C.S.S.B. 723 (Read first time)

Senator Jones submitted the following report for the Committee on Finance:

S.B. 1020
S.B. 481

Senator Harris submitted the following report for the Committee on Economic Development:

S.B. 238 (Amended)
S.B. 339
S.B. 807 (Amended)
S.B. 978 (Amended)
C.S.S.B. 482 (Read first time)

SENATE BILLS ON FIRST READING

On motion of Senator Williams and by unanimous consent, the following bills were introduced, read first time and referred to the Committee indicated:

S.B. 1137 by McKnight Natural Resources
Relating to the regulation of irrigators and installers of irrigation systems; amending Sections 1, 5(a) and (b), 8(a), and 12(a), Chapter 197, Acts of the 66th Legislature, 1979 (Article 8751, Vernon's Texas Civil Statutes); and declaring an emergency.

S.B. 1139 by Williams, Doggett State Affairs
Relating to assistance for veterans suffering from contact with certain chemical defoliants or herbicides.

MOTION IN WRITING

March 24, 1981

Mr. President:

I ask unanimous consent that my name be removed as a Co-author to **S.B. 1032**.

McKNIGHT

CO-AUTHOR OF SENATE BILL 315

On motion of Senator Wilson and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 315**.

CO-AUTHOR OF SENATE BILL 578

On motion of Senator Meier and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 578**.

CO-AUTHOR OF SENATE BILL 579

On motion of Senator Meier and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 579**.

CO-AUTHOR OF SENATE BILL 580

On motion of Senator Meier and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 580**.

CO-AUTHOR OF SENATE BILL 581

On motion of Senator Meier and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 581**.

CO-AUTHOR OF SENATE BILL 582

On motion of Senator Meier and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 582**.

CO-AUTHOR OF SENATE BILL 583

On motion of Senator Meier and by unanimous consent, Senator Brown will be shown as Co-author of **S.B. 583**.

SENATE RESOLUTION 399

Senator Blake offered the following resolution:

WHEREAS, It has been the custom to have photographs of the Governor, Lieutenant Governor, Senators, and Secretary of the Senate prepared in a block

picture and placed in the Senate Chamber at the end of each legislative session; and

WHEREAS, It is the desire of the Senate to honor the children of the members of the Senate and the Lieutenant Governor as mascots; now, therefore, be it

RESOLVED, That all sons of the members of the Senate and the Lieutenant Governor who have not reached their fifth birthday are hereby elected mascots of the Senate, and that their pictures be included in the block picture of the Senate; and, be it further

RESOLVED, That all daughters of the members of the Senate and the Lieutenant Governor who have not reached their fifth birthday are hereby elected sweethearts of the Senate, and that their pictures be included in the block picture of the Senate; and, be it further

RESOLVED, That this Resolution shall not include the children previously named mascots or sweethearts in the Senate and whose pictures appear on existing block picture panels of the Senate; and, be it further

RESOLVED by the Senate of the State of Texas, 67th Legislature, That the Administration Committee arrange to have the photographs made of the Governor, Lieutenant Governor, Senators, Secretary of the Senate, Mascots, and Sweethearts, and that said photographs be arranged in block panel and placed in the Senate Chamber, the expenses for which are to be paid out of the contingent fund of the Senate.

The resolution was read.

On motion of Senator Blake and by unanimous consent, the resolution was considered immediately and was adopted.

SENATE RESOLUTION 397

Senator Brown offered the following resolution:

WHEREAS, The County of Brazoria is one of the oldest places in Texas; having been the landing site of the first Europeans to reach this great land in 1528; and

WHEREAS, Stephen F. Austin, the Father of Texas, made his colonial residence at Peach Point in Brazoria County; and

WHEREAS, The first skirmishes between Texas settlers and Mexican authorities commenced at the mouth of the Brazos River at Velasco in June of 1832; kindling the fire of our revolution; and

WHEREAS, The first permanent capitol of the Republic of Texas was established upriver in Brazoria County at Columbia; and

WHEREAS, Brazoria County became one of the original twenty-one counties of the new State of Texas when one of its most famous sons, Anson Jones, a physician from Brazoria, lowered the colors of the Republic and became its last President on December 29, 1845; and

WHEREAS, Brazoria County ranks first before all others in production of Chemicals and Beef Cattle, being home to the most productive ranches in Texas and to the World's largest basic chemical manufacturing complex; and

WHEREAS, Today, Brazoria County remains one of the most bountiful of all Texas Counties, rich in natural, cultural, and economic resources, ranking fifth among 254 in total annual wealth produced; and

WHEREAS, Brazoria County consistently ranks among the top three Texas Counties in production of the world's finest rice and its most succulent shrimp; and

WHEREAS, Three-fourths of the main frontal coastline of the entire Texas Coast lies in Brazoria County, providing the rich promise of continued economic vitality and environmental desirability; and

WHEREAS, The good people of the "Cradle of Texas" have come here to the new Capitol at Austin to honor this legislature:

NOW THEREFORE BE IT RESOLVED THAT: The Senate of Texas, recognizing the rich and diversified history and economy of Brazoria County, acknowledging the contributions made by Brazoria Countians to the development of Texas and of these United States and extending to the people of Brazoria County all salutations and good wishes for another five centuries of development and achievement, does hereby recognize this day in Texas as Brazoria County Day.

The resolution was read and was adopted.

GUESTS PRESENTED

Senator Brown was recognized and introduced a large delegation from Brazoria County seated in the gallery.

The "Brazoria Militia" was escorted to the President's Rostrum and presented to the Members of the Senate.

PRESENTATION OF GUESTS

The President presented to the Members The Honorable Bill Phelps, former Lieutenant Governor of Missouri, and his wife, Jo Ann.

Governor Phelps was formerly Chairman of the National Conference of Lieutenant Governors, and now residing in Houston.

GUEST PRESENTED

Senator Howard was recognized and presented to the Members Mrs. Sara Hancock, former Senate employee and now retired.

Mrs. Hancock was escorted to the President's Rostrum and was presented an enrolled copy of Senate Resolution 269 by the President.

SENATE RESOLUTION 338

Senator Truan offered the following resolution:

S.R. 338, Commending Jeannette Watson for her glorious work in helping the children of Texas.

TRUAN
DOGETT

The resolution was read.

On motion of Senator Brooks and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Truan and by unanimous consent, the resolution was considered immediately and was adopted.

GUESTS PRESENTED

Senator Truan introduced to the Members Mrs. Watson's family, her husband, Dan; daughter, Jan and father, Hugh Blocker.

Senator Truan escorted Mr. and Mrs. Watson to the President's Rostrum and the President presented Mrs. Watson with an enrolled copy of Senate Resolution 338.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was filed with the Secretary of the Senate:

Austin, Texas
March 23, 1981

TO THE SENATE OF THE SIXTY-SEVENTH LEGISLATURE; REGULAR SESSION:

Pursuant to Article III, Section 5 of the Constitution of Texas, I herewith submit as an emergency matter the following:

- 1). An emergency appropriation of \$6 Million to the Disaster Contingency Fund. The fund is dangerously low because of unexpected drains on the fund over the last two years leaving us in a position where we would be unable to respond to a disaster between now and September 1, 1981. A tornado or a hurricane would completely deplete the fund rapidly and therefore this emergency appropriation is needed.

Respectfully submitted,

William P. Clements, Jr.
Governor

SENATE BILL 306 WITH HOUSE AMENDMENT

Senator Sarpalius called S.B. 306 from the President's table for consideration of the House amendment to the bill.

The President laid the bill and the House amendment before the Senate.

Floor Amendment No. 1 - Kubiak

Amend S.B. 306 by renumbering Sections 18 and 19 as Sections 19 and 20 and inserting a new Section 18 to read as follows:

SECTION 18. Section 106.03, Alcoholic Beverage Code, is amended by adding Subsection (e) to read as follows:

(e) A person is presumed to have knowingly sold an alcoholic beverage to a minor in violation of Subsection (a) of this section if the person:

(1) sold the beverage to a person who was a minor; and
(2) failed to require the minor to present a drivers license, military
identification card, or similar proof of age.

The amendment was read.

Senator Sarpalius moved that the Senate do not concur in the House amendment, but that a Conference Committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

The President asked if there were any motions to instruct the Conference Committee on S.B. 306 before appointment.

There were no motions offered.

The President announced the appointment of the following conferees on the part of the Senate on the bill: Senators Sarpalius, Chairman; Farabee, Meier, Howard, Mengden.

SENATE CONCURRENT RESOLUTION 54 ON SECOND READING

On motion of Senator McKnight and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S.C.R. 54, Designating the State Highway Building as the Dewitt C. Greer State Highway Building.

The resolution was read second time and was adopted.

COMMITTEE SUBSTITUTE SENATE BILL 483 ON SECOND READING

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 483, Relating to airport zoning regulations.

The bill was read second time and was passed to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 483 ON THIRD READING

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 483** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed.

BILL AND RESOLUTION SIGNED

The President announced the signing in the presence of the Senate, after the caption had been read, the following enrolled bill and resolution:

**H.B. 511
H.C.R. 120**

HOUSE BILL 4 ON SECOND READING

On motion of Senator Jones and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 4, Relating to the method of determining the amount of corporate franchise tax payable to the state. (Submitted by Governor as an emergency)

The bill was read second time and was passed to third reading.

HOUSE BILL 4 ON THIRD READING

Senator Jones moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **H.B. 4** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE BILL 605 ON SECOND READING

On motion of Senator Wilson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 605, Relating to application of the Public Utility Regulatory Act to small power producers and cogenerators of electricity.

The bill was read second time and was passed to engrossment.

SENATE BILL 605 ON THIRD READING

Senator Wilson moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 605** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE BILL 538 ON SECOND READING

Senator Santiesteban asked unanimous consent to suspend the regular order of business to take up for consideration at this time:

S.B. 538, Relating to regulation of pawnbrokers; providing penalties.

There was objection.

Senator Santiesteban then moved to suspend the regular order of business and take up **S.B. 538** for consideration at this time.

The motion prevailed by the following vote: Yeas 28, Nays 3.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Mauzy, McKnight, Meier, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Doggett, Leedom, Mengden.

The bill was read second time.

Senator Santiesteban offered the following amendment to the bill:

Amend Section 7 of **S.B. 538** by striking Sections (d) and (e), line 19, page 10 through line 17, page 11, and insert the following:

(d) Each licensee shall maintain net assets either used or readily available for use in the conduct of the business of each licensed pawnshop in the amount of \$75,000, as determined by using the definition of net assets prescribed by this Act; provided, however,

(1) as to licenses in force on the effective date of this Act, the then applicable net assets requirement shall continue to apply to such license until there is a change of ownership of the licensed business; and

(2) as to license applications pending on the effective date of this Act, the net assets requirement shall be \$25,000 as determined by the definition and policy of the Commissioner in force at the time the application was filed, and shall remain \$25,000 until there is a change of ownership of the licensed business.

Re-number sections (f) to (e) on page 11, line 18.

The amendment was read and was adopted.

Senator Santiesteban offered the following amendment to the bill:

Amend **S.B. 538** as follows:

(1) On page 14, line 12, following the word "applicant" insert "and the employing pawnbroker licensee";

(2) On page 15, line 19, following the word "licensee" insert "and the employing pawnbroker licensee";

(3) On page 18, line 24, following the word "pawnshop" insert "writing pawn loan transactions".

(4) On page 19, line 25, strike the word "October" and substitute the following: "July".

The amendment was read and was adopted.

Senator Santiesteban offered the following amendment to the bill:

Amend Senate Bill 538 as follows:

1. On page 18, line 15, after Section 10 of the bill, insert the following new Section 11 to read as follows:

SECTION 11. Section 16, Texas Pawnshop Act (Article 5069-51.16, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 16. PROHIBITED PRACTICES. A pawnbroker shall not:

- (a) Accept a pledge from a person under the age of eighteen years.
- (b) Make any agreement requiring the personal liability of a pledgor in connection with a pawn transaction.
- (c) Accept any waiver, in writing or otherwise, of any right or protection accorded a pledgor under this Act.
- (d) Fail to exercise reasonable care to protect pledged goods from loss or damage.
- (e) Fail to return pledged goods to a pledgor upon payment of the full amount due the pawnbroker on the pawn transaction. In the event such pledged goods are lost or damaged while in the possession of the pawnbroker it shall be the responsibility of the pawnbroker to replace the lost or damaged goods with like kind(s) of merchandise. All such replacements are subject to the approval or rejection of the Commissioner.
- (f) Make any charge for insurance in connection with a pawn transaction.
- (g) Enter any pawn transaction which has a maturity date more than one month after the date of the transaction.
- (h) Display for sale in storefront windows or sidewalk display case so that same may be viewed from the street, any pistol, dirk, dagger, blackjack, hand chain, sword cane, knuckles made of any metal or any hard substance, switchblade knife, springblade knife, or throwblade knife, or depict same on any sign or advertisement which may be viewed from the street.

2. Renumber Section 11 of the bill as Section 12 and renumber all succeeding sections accordingly.

The amendment was read and was adopted.

On motion of Senator Santiesteban and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

RECORD OF VOTE

Senator Doggett asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 538 ON THIRD READING

Senator Santiesteban moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 538 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 3.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Mauzy, McKnight, Meier, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Doggett, Leedom, Mengden.

The bill was read third time and was passed.

RECORD OF VOTES

Senators Doggett and Truan asked to be recorded as voting "Nay" on the final passage of the bill.

HOUSE BILL 1432 ON SECOND READING

The President laid before the Senate on its second reading and passage to engrossment **S.B. 743** and under the provisions of Senate Rule 67 the following was substituted:

H.B. 1432, Relating to the creation, powers, duties, and financing of certain municipal power agencies and validating proceedings creating such agencies and certain actions of such agencies.

The bill was read second time and was passed to third reading.

HOUSE BILL 1432 ON THIRD READING

Senator Caperton moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **H.B. 1432** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams.

Nays: Mengden, Wilson.

SENATE BILL 743 LAID ON TABLE SUBJECT TO CALL

On motion of Senator Caperton and by unanimous consent, **S.B. 743** was Laid on Table Subject to Call.

COMMITTEE SUBSTITUTE SENATE BILL 431 ON SECOND READING

On motion of Senator Mauzy and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 431, Relating to the encouragement of county jail discipline, commutation of sentences for good conduct, and forfeiture of commutation, amending Chapter 461, Section 1, Acts of the 54th Legislature, 1955, as amended (Article 5118a, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time and was passed to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 431 ON THIRD READING

Senator Mauzy moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 431** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Ogg, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Parker.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1. (Same as previous roll call)

MESSAGE FROM THE HOUSE

House Chamber
March 24, 1981

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has granted the request of the Senate for the appointment of a conference committee on **S.B. 306**.

House Conferees on **S.B. 306**: Allee-Chairman, Coody, Kubiak, Green, Keller.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

COMMITTEE SUBSTITUTE SENATE BILL 749 ON SECOND READING

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 749, Relating to the issuance of commercial bay shrimp boat licenses and commercial bait-shrimp boat licenses.

The bill was read second time and was passed to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 749 ON THIRD READING

Senator Parker moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that C.S.S.B. 749 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 1.

Yeas: Andujar, Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Sarpalius.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 1. (Same as previous roll call)

SENATE BILL 575 ON SECOND READING

On motion of Senator Brooks and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 575, Relating to continuation of the Board of Nurse Examiners and regulation of professional nursing.

The bill was read second time and was passed to engrossment.

SENATE BILL 575 ON THIRD READING

Senator Brooks moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 575 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed.

MOTION TO PLACE SENATE BILL 546 ON SECOND READING

Senator Ogg moved to suspend the regular order of business to take up for consideration at this time:

S.B. 546, Relating to class of persons not qualified to vote.

The motion was lost by the following vote: Yeas 16, Nays 15. (Not receiving two-thirds vote of Members present)

Yeas: Brooks, Caperton, Doggett, Farabee, Kothmann, Mauzy, Ogg, Parker, Santiesteban, Sarpalius, Snelson, Traeger, Truan, Uribe, Vale, Williams.

Nays: Andujar, Blake, Brown, Glasgow, Harris, Howard, Jones, Leedom, McKnight, Meier, Mengden, Richards, Short, Travis, Wilson.

SENATE BILL 632 ON SECOND READING

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 632, Relating to the waste treatment and waste disposal powers of the Lower Neches Valley Authority.

The bill was read second time.

Senator Parker offered the following committee amendment to the bill:

Amend **S.B. 632** to add subsection (c) to Section 1, Sec. 28A as follows:

(c) The authority granted by this section shall apply to and shall be exercised only in the Neches River Basin and its tributaries.

The committee amendment was read and was adopted.

On motion of Senator Parker and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

RECORD OF VOTE

Senator Blake asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 632 ON THIRD READING

Senator Parker moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 632** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 2.

Yeas: Andujar, Brooks, Brown, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Uribe, Vale, Williams, Wilson.

Nays: Blake, Caperton.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 2. (Same as previous roll call)

COMMITTEE SUBSTITUTE SENATE BILL 371 ON SECOND READING

On motion of Senator Farabee and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 371, Amending the general provisions relating to the administration and collection of taxes.

The bill was read second time and was passed to engrossment.

COMMITTEE SUBSTITUTE SENATE BILL 371 ON THIRD READING

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that C.S.S.B. 371 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 31, Nays 0.

The bill was read third time and was passed by the following vote: Yeas 31, Nays 0.

SENATE BILL 446 ON SECOND READING

On motion of Senator Traeger and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 446, Amending Chapter 75, Acts of the Regular Session of the 50th Legislature of Texas, as amended (Article 6243h, Vernon's Texas Civil Statutes, as amended, establishing and governing the Texas Municipal Retirement System), and declaring an emergency.

The bill was read second time.

Senator Traeger offered the following committee amendment to the bill:

Amend Senate Bill 446, page 5, next to last line by adding the word "Death" after the word "Supplemental" and before the word "Benefits".

The committee amendment was read.

Senator Brooks offered the following amendment to the committee amendment:

Amend Committee Amendment No. 1 by adding to Subsection 16 in Section 2 a provision to read as follows:

"It is further provided that any person employed for the first time by the Texas Municipal League who is engaged in lobbying activities shall not be eligible for membership or participation in the Texas Municipal Retirement System".

The amendment to the committee amendment was read and was adopted.

The committee amendment as amended was adopted.

On motion of Senator Traeger and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.